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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION**

**MISCELLANEOUS PETITION NO. 426 OF 2024
IN
TESTAMENTARY PETITION NO. 2521 OF 2021**

Khimjibhai Raghu Sutar alias
Khimji Raghvaji Sutar

.. Deceased

Manjulaben Amrut Pitroda

.. Petitioner

Versus

Jamuna Ben Khimjibhai Sutar and Anr.

.. Respondents

-
- Mr. Deepak Pandey, Advocate for Petitioner.
 - Mr. Shafi Sayed, Advocate for Respondents.
-

CORAM : MILIND N. JADHAV, J.

DATE : NOVEMBER 04, 2025.

P.C.:

- 1.** Heard Mr. Pandey, learned Advocate for Petitioner and Mr. Sayed, learned Advocate for Respondents.
- 2.** Present Petition seeks revocation of grant issued to Respondent No.1. There were / are two immovable properties belonging to deceased namely one flat and one shop. Flat was in possession of Respondent No.1 and Respondent No.1 has acted on the basis of grant issued by this Court and created third party rights in favour of Respondent No.2.

3. Apprehension is expressed by Mr. Pandey that in respect of second property namely shop, Respondent No.1 may act upon the grant issued in his favour and may create third party rights. Mr. Sayed, learned Advocate appearing for Respondent No.1 informs the Court that said shop is in physical possession of Petitioner herself and some business activity is carried out. Therefore in this view of the matter because the revocation Petition is filed, but until the present revocation Petition is heard, Respondent shall not act in furtherance of the grant which is issued by this Court.

4. Affidavit-in-Reply shall be filed by Respondent No.1 within a period of two weeks from today. Rejoinder, if any, be filed within one week thereafter.

5. Stand over to **28th November 2025.**

[MILIND N. JADHAV, J.]

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